

**DEPARTMENT OF SOCIAL SERVICES**

744 P Street, Sacramento, CA 95814



September 17, 2002

Handbook Package #0402-11

CDSS MANUAL LETTER NO. EAS-02-03

TO: HOLDERS OF THE EAS MANUAL, DIVISION 89

**Handbook Package #0402-11****Effective 6/1/02****Section 89-201**

This manual letter has been posted on the Office of Regulations Development website at [http://www.dss.cahwnet.gov/ord/Eligibilit\\_617.htm](http://www.dss.cahwnet.gov/ord/Eligibilit_617.htm)

As a result of the Dominika S. v. Saenz these handbook changes are being added to further clarify the procedure to follow in determining the eligibility/grant computation in a three-generation Assistance Unit, i.e., senior parent, minor parent, and minor parent's child(ren).

**FILING INSTRUCTIONS**

**Revisions to all manuals are shown in graphic screen.** The attached pages are to be entered in your copy of the Manual of Policies and Procedures. The latest prior manual letter containing EAS changes was EAS-02-02.

**Page(s)****Replace(s)**

956 and 957  
957.1 through 957.4

956 and 957  
Insert before Page 958

Attachment

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<b>89-201</b>	<b>MINOR PARENT REQUIREMENT</b>	<b>89-201</b>
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(Continued)

- .532 Eligible Minor in Senior Parent's AU The minor parent is eligible to be included in the senior parent's AU, then
- .533 Senior parent's income shall be considered and the AU's grant amount shall be the greater of:
- (a) The actual grant amount calculated pursuant to Section 44-315.3, or
- (b) The MAP for the minor parent's child(ren) plus any special needs for the minor parent's aided child(ren) and less any overpayment adjustment and/or Cal-Learn sanction.

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**HANDBOOK BEGINS HERE**

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.54 The following computation applies when the minor parent is in his/her own AU or when the eligible minor parent is included in the senior parent's AU.

Example: Eligible Minor Parent

Minor parent is receiving aid for herself and her dependent child. Minor parent lives with both her parents and a sibling. One senior parent earns \$900 per month from full-time employment. The other senior parent earns \$400 per month from part-time income and receives \$125 in State Disability Insurance benefits. The minor parent has no income. The minor parent is nonexempt and resides in Region 1.

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**HANDBOOK CONTINUES**

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DEMONSTRATION PROJECTS		Regulations
89-201 (Cont.)	APDP AND CWPDP	
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### HANDBOOK CONTINUES

Eligibility/Grant Computation:

\$ 125	Disability-Based Unearned Income
<u>- 225</u>	\$225 Income Disregard
-\$100	Net Nonexempt Disability-Based Income
\$1300	Gross Family Earnings
<u>- 100</u>	Remainder of \$225 Disregard
\$1200	Earnings Subject to 50% Disregard
\$ 600	Net Nonexempt Earned Income
<u>+ 0</u>	Other Nonexempt Unearned Income
\$ 600	Net Nonexempt Income
\$ 829	Family's Nonexempt MAP for 5 in Region 1
<u>- 600</u>	Net Nonexempt Income
\$ 229	Potential Grant (Minor Parent is eligible to be included in AU)
\$ 302	MAP for one (Minor's child)
\$ 302	Aid Payment (higher of Potential Grant and MAP for Minor's Child)

This minor parent living with the senior parent is eligible to receive MAP for the minor's child because it is greater than the potential grant.

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### HANDBOOK CONTINUES

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**HANDBOOK CONTINUES**

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Example: Eligible minor parent, senior parent receives SSI.

The persons residing together are the senior parent, her minor son, her minor daughter (minor parent) and her daughter's child. The senior parent receives a monthly SSI/SSP payment of \$712. Neither the minor parent nor her child has any income. The family resides in Region 1 and is nonexempt.

As an SSI recipient, the senior parent is ineligible for CalWORKs, and per Section 44-133.21 none of her income is countable. Therefore, the AU will include only the senior parent's minor son, minor daughter, and daughter's child.

The eligibility/grant computation is as follows:

.551	Determine Family Income	\$ 0	Earned Income
		0	Unearned Income
		0	Total Net Nonexempt Income
.552	Determine Potential Grant for AU of 3	\$ 679	Nonexempt MAP for AU of 3
		+ 0	Total Net Nonexempt Income
		\$ 679	Potential Grant
.553	Determine AU MAP for Minor Parent's Child	\$ 336	Nonexempt MAP for AU of 1
.554	Determine Amount of Aid	Compare the Potential Grant computed above (\$679) to the MAP for 1 (\$336) and pay the higher amount: \$679 Grant.	

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**HANDBOOK CONTINUES**

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**HANDBOOK CONTINUES**

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Example: Senior parent and minor parent are both eligible. Senior parent receives earned income and minor parent receives unearned income.

The persons residing together are the senior parent, her minor daughter (minor parent) and her daughter's child. The senior parent earned \$600, and the minor parent received a \$350 Social Security Administration payment (unearned income). The family resides in Region 1 and is nonexempt.

The eligibility/grant computation is as follows:

.561	Determine Family Income	\$ 600.00	Gross Family Earnings
		- 225.00	Disregard (no Disability-Based Income)
		\$ 375.00	Subtotal Nonexempt Earned Income
		- 187.50	50% Earned Income Disregard
		187.50	Net Nonexempt Earned Income
		+ 350.00	Unearned income (SSA)
		\$ 537.00	Total Net Nonexempt Income (Rounded Down)
.562	Determine Potential Grant for AU of 3	\$ 679.00	Nonexempt MAP for AU of 3
		- 537.00	Total Net Nonexempt Income
		\$ 142.00	Potential Grant
.563	Determine AU MAP for Minor Parent's Child	\$ 336.00	Nonexempt MAP for AU of 1
.564	Determine Amount of Aid	Compare the Potential Grant computed above (\$142) to the MAP for 1 (\$336) and pay the higher amount: \$336 Grant.	

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**HANDBOOK CONTINUES**

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<b>89-201</b>	<b>MINOR PARENT REQUIREMENT (Continued)</b>	<b>89-201</b>
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**HANDBOOK CONTINUES**

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.57

Example: Discontinued senior parent for refusal to assign child support; eligible minor parent.

The persons residing together are the senior parent, her minor daughter (minor parent) and her daughter's child. Senior parent earns \$500 a month and receives \$350 child support for the minor parent that she refuses to assign.

Per Section 82-506, the county shall deny or discontinue aid to the senior parent for refusal to assign. The family resides in Region 1 and is nonexempt.

The eligibility/grant computation is as follows:

.571	Determine Family Income	\$ 500.00	Gross Family Earnings
		- 225.00	Disregard (No Disability-Based Income)
		\$ 275.00	Subtotal Nonexempt Earned Income
		- 137.50	50% Earned Income Disregard
		\$ 137.50	Net Nonexempt Earned Income
		+ 350.00	Unearned Income (Child Support)
		\$ 487.00	Total Net Nonexempt Income (rounded down)
.572	Determine Potential Grant For AU of 3	\$ 679.00	Nonexempt MAP for AU of 3
		- 487.00	Total Net Nonexempt Income
		\$ 192.00	Potential Grant
.573	Determine AU MAP for 2 since Senior Parent is excluded:	\$ 548.00	Nonexempt MAP for AU of 3

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**HANDBOOK CONTINUES**

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	(Continued)	

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**HANDBOOK CONTINUES**

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|------|---|---|
| .574 | Determine New Potential Grant             | Compare the Potential Grant for an AU of 3 (\$192) to the Nonexempt MAP for an AU of 2 (\$548). New Potential Grant is the lesser of the two: \$192 |
| .575 | Determine AU MAP for Minor Parent's Child | \$ 336.00 Nonexempt MAP for AU of 1   |
| .576 | Determine Amount of Aid                   | Compare the New Potential Grant computed above (\$192) to MAP for 1 (\$336) and pay the higher amount: \$336 Grant.                                 |

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**HANDBOOK ENDS HERE**

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| .6 | Minor Meets Exemption | A minor who does not reside with a senior parent shall have his/her aid payment calculated based on existing income regulations. |
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NOTE: Authority cited: Sections 10553 and 10554, Welfare and Institutions Code. Reference: Sections 11008.14 (Ch. 270, Stats. 1997), 11254, 11451.5 (Ch. 270, Stats. 1997), and 16506(d), Welfare and Institutions Code and 42 USCA 608(a)(5).